

**UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA: NORFOLK DIVISION**

No. 19-323

**BACK BAY RESTORATION FOUNDATION, LTD.**

**Plaintiff**

**v.**

**UNITED STATES ARMY CORPS OF ENGINEERS,**

**Defendant.**

**MOTION FOR PRELIMINARY INJUNCTION**

Now comes Back Bay Restoration Foundation, Ltd. (“BBRF”), by counsel, and moves this Court, for the reasons set forth in its accompanying Brief, to order the United States Army Corps of Engineers to temporarily revoke a certain permit it issued that authorizes the permanent destruction of wetlands.

BY: /s/ Douglas E. Kahle, Esq.  
Douglas E. Kahle, Esq.

Douglas E. Kahle, Esq. (VSB #15964)  
Attorney for Back Bay Restoration Foundation, Ltd.  
BASNIGHT, KINSER,  
LEFTWICH & NUCKOLLS, P.C.  
308 Cedar Lakes Drive, 2<sup>nd</sup> Floor  
Chesapeake, VA 23322-0017  
(757) 547-9191 Telephone  
(757) 547-9135 Facsimile  
[dkahle@basnightkinser.com](mailto:dkahle@basnightkinser.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Brief in Support of a Motion for Preliminary Injunction was served by certified mail, this 20th day of June, 2019, to;

Civil Process Clerk  
Office of the United States Attorney  
Eastern District of Virginia  
101 W. Main Street, Suite 8000  
Norfolk, VA 23510-1671

William P. Barr  
Attorney General of the United States  
United States Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, D.C. 20530-0001

Col. Patrick V. Kinsman  
Norfolk District Commander  
United States Army Corps of Engineers  
803 Front Street  
Norfolk, VA 23510

/s/ Douglas E. Kahle, Esq.  
DOUGLAS E. KAHLE, ESQ.  
Virginia State Bar # 15964  
Attorney for Back Bay  
Restoration Foundation, Ltd.  
Basnight, Kinser, Leftwich  
& Nuckolls, P.C.  
308 Cedar Lakes Drive, 2<sup>nd</sup> Floor  
Chesapeake, VA 23322  
Phone: 757-547-9191  
Fax: 757-547-9135  
[DKahle@basnightkinser.com](mailto:DKahle@basnightkinser.com)